

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6370

BILL NUMBER: HB 1149

NOTE PREPARED: Dec 6, 2005

BILL AMENDED:

SUBJECT: Charity Gaming Volunteer Reporting Requirements.

FIRST AUTHOR: Rep. Crooks

BILL STATUS: As Introduced

FIRST SPONSOR:

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill establishes a procedure under which a qualified organization that conducts only one charity gaming event in a calendar year may submit an application for a license for the event without including the Social Security numbers of the workers for the proposed event. The bill also provides that a qualified organization using the procedure may not require an individual who wishes to participate in the allowable event as a worker to submit the individual's Social Security number to the qualified organization.

Effective Date: Upon passage.

Explanation of State Expenditures: There will be an indeterminable increase in the administrative costs of the Department of State Revenue (DOR).

The DOR currently requires workers who will participate in a charity gaming event to submit their address and Social Security numbers. According to the DOR, this information is used to verify that the worker is in compliance with IC 4-32-9-23 which requires the following:

An operator or a worker may not be a person who has been convicted of or entered a plea of nolo contendere to a felony committed in the preceding ten (10) years, regardless of the adjudication, unless the Department determines that:

- (1) the person has been pardoned or the person's civil rights have been restored; or
- (2) subsequent to the conviction or entry of the plea the person has engaged in the kind of good citizenship that would reflect well upon the integrity of the qualified organization and the department.

Under this proposal, the DOR may not require Social Security numbers from the workers for a qualified organization (as defined in IC 4-32-9-4) which conducts not more than one event per calendar year. Therefore, for these qualified organizations, the DOR will have to use alternative means to verify the worker's compliance with the statutory requirement shown above. The increase in administrative costs to the DOR is indeterminable.

The funds and resources required above could be supplied through a variety of sources, including the following: (1) existing staff and resources not currently being used to capacity; (2) existing staff and resources currently being used in another program; (3) authorized, but vacant, staff positions, including those positions that would need to be reclassified; (4) funds that, otherwise, would be reverted; or (5) new appropriations. Ultimately, the source of funds and resources required to satisfy the requirements of this bill will depend upon legislative and administrative actions.

In FY 2005 the DOR reverted \$1,783,915, and according to the October 17, 2005, state staffing table, the DOR had 148 vacant positions valued at \$4,912,414.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of State Revenue.

Local Agencies Affected:

Information Sources: Kimberly Hall, Department of State Revenue, 317-232-3276.

Fiscal Analyst: Adam Brown, 317-232-9854.